

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 28**

**VALLEY HEALTH SYSTEM LLC d/b/a NC-
DSH, LLP d/b/a DESERT SPRINGS
HOSPITAL MEDICAL CENTER and VALLEY
HOSPITAL MEDICAL CENTER, INC. d/b/a
VALLEY HOSPITAL MEDICAL CENTER,**

and

**SERVICE EMPLOYEES INTERNATIONAL
UNION, LOCAL 1107**

**Case Nos.: 28-CA-184993
28-CA-185013
28-CA-189709
28-CA-189730
28-CA-192354
28-CA-193581
28-CA-194185
28-CA-194194
28-CA-194450
28-CA-194471
28-CA-194790
28-CA-195235
28-CA-197426**

RESPONDENTS' SUPPLEMENTAL REQUEST TO POSTPONE HEARING

COME NOW Respondents Desert Springs Hospital Medical Center ("Desert Springs") and Valley Hospital Medical Center ("Valley") (collectively the "Hospitals" or "Respondents") and, pursuant to 29 CFR 102.16(b) and 29 CFR 102.24(a), file this Supplemental Request to Postpone Hearing.

Respondents filed their Request to Postpone Hearing on June 8, 2017. In that Request, Respondents explained that on June 7 – just 19 days before the hearing in this case was scheduled to begin – Respondents received the Order Further Consolidating Cases, Second Consolidated Complaint and Notice of Hearing" ("Second Consolidated Complaint"). The Second Consolidated Complaint included *eleven* new unfair labor practice charges, increasing the number of ULP charges for the hearing from two to thirteen. The addition of eleven charges substantially changed the scope of the hearing and a postponement is appropriate and necessary to allow Respondents an opportunity to prepare adequately for the additional allegations in the amended complaint.

Late in the afternoon of June 12, Counsel for the General Counsel, Sara Demirok issued two subpoenas: one to Respondent Desert Springs and one to Respondent Valley. These subpoenas are attached hereto as Exhibits A and B, respectively. The subpoena issued to Respondent Desert Springs includes ***54 separate requests*** (89 requests including subparts). The subpoena issued to Respondent Valley includes ***44 separate requests*** (78 requests including subparts). These are extraordinarily burdensome subpoenas and it will take respondents a substantial amount of time to prepare complete responses. All the while, Respondents must simultaneously prepare for a hearing to address allegations contained in eleven new ULP charges.

As set forth in Respondents' Request to Postpone Hearing, Respondents request additional time in order to prepare adequately for the hearing. These burdensome subpoenas issued by the Region – which together include close to 100 separate requests – provide an additional reason to postpone the hearing. The Region has been aware of the allegations underlying the ULPs for months – in some cases going back to September 2016. The Region has had ample time to prepare for the hearing and employees will not be harmed by granting a brief extension to provide the Respondents sufficient time to defend eleven new ULP charges.

For the reasons provided above, and in Respondents' Request to Postpone Hearing, the Hospitals respectfully request that the hearing be postponed until August 14 or thereafter.

Dated this 13th day of June, 2017.

/s/ Henry F. Warnock

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CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on June 13, 2017, he electronically served the foregoing **RESPONDENTS' SUPPLEMENTAL REQUEST TO POSTPONE HEARING**, to following individuals:

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